

## **REMARKS/ARGUMENTS**

### **I. Status of Claims**

Prior to this Amendment, claims 1-16 are pending of which claims 1, 8, 13, 14 and 15 are independent. By this Amendment, claims 1, 2, 7-9 and 13-16 have been amended. New claims 17 and 18 have been added.

### **II. Claim Objection**

Claim 7 is objected to for containing informalities associated with the term "output picture" recited therein.

Claim 7 has been amended to substitute the term "said picture" for the term "said rotated and output picture". Accordingly, the previous informalities have been eliminated. The Examiner is therefore kindly requested to withdraw the objection.

### **III. Double Patenting Rejections**

Claims 1-7 and 12-13 are provisionally rejected on the ground of nonstatutory obviousness-type double patenting as being unpatentable over claims of co-pending Application No. 10/658,208.

With regard to the Examiner's double patenting rejections, Applicant respectfully requests the Examiner to hold these rejections in abeyance until all other patentability issues have been resolved. Should a double patenting rejection remain at that time, Applicants expect to file a Terminal Disclaimer(s) as necessary. Accordingly, the Examiner is kindly requested to withdraw the double-patenting rejection.

### **IV. Rejections under 35 U.S.C. §103 (a)**

Claims 1-4, 8 and 9 are rejected under 35 U.S.C. §103 (a) as being unpatentable over U.S. Patent Application No. 10/405,248 to Kuramitsu in view of U.S. Application No. 09/996,884 to Yui et al. (hereinafter Yui), and further in view of

U.S. Patent No. 6,188,800 to Okitsu. Further, claims 5-7 and 10-16 are rejected under 35 U.S.C. §103 (a) as being unpatentable over Kuramitsu in view of Yui, further in view of Okitsu and further in view of U.S. Publication No. 2002/0093531 to Barile.

Applicant respectfully requests reconsideration of the rejections because Kuramitsu is not qualified as a prior art. Specifically, Kuramitsu is a US Patent Application Publication filed on April 3, 2003. Accordingly, Kuramitsu's 35 U.S.C. §102(e) date is April 3, 2003.

By contrast, the Applicant's invention was filed on September 10, 2003 and claims the benefit under 35 U.S.C. §119(a) of Korean Patent Application No. 2002-56639 which was filed on September 17, 2002. Thus, the priority date of the Applicant's invention is September 17, 2002. Pursuant to MPEP § 201.15 and 37 CFR § 1.55 concerning claiming a foreign priority for the purpose of overcoming a cited reference, a certified English translation of Korean Patent Application No. 2002-56639 has been provided in the Appendix to this Response.

Because Applicants' priority date of September 17, 2002 is prior to Kuramitsu's 35 U.S.C. §102(e) date of April 3, 2003, Kuramitsu is not available as prior art against Applicants for subject matter supported by Korean Patent Application No. 2002-56639.

Furthermore, Applicant respectfully submits that the current claims of the present application are fully supported by Korean Patent Application No. 2002-56639. Accordingly, Kuramitsu is no longer available as prior art against the current claims of present application. On the other hand, the remaining secondary references Yui and Okitsu are merely cited for teaching secondary features recited in the current claims, and do not disclose, teach, or suggest the primarily claimed subject matter allegedly taught by the now unavailable Kuramitsu.

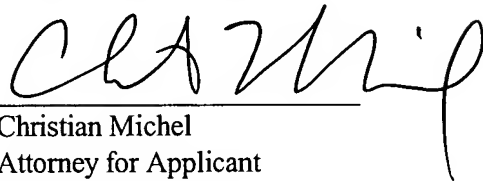
Accordingly, the Examiner is kindly requested to withdraw all the above rejections.

**V. Conclusion**

In view of the above, it is believed that this application is in condition for allowance and notice to this effect is respectfully requested. Should the Examiner have any questions, the Examiner is invited to contact the undersigned at the telephone number indicated below.

Should any/additional fees be required, the Director is hereby authorized to charge the fees to Deposit Account No. 18-2220.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Christian Michel', is written over a horizontal line.

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